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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/235,065	01/21/1999	GREGORY A. DENTON	4366-27	5226
7590	11/18/2003		EXAMINER	
			KNOWLIN, THJUAN P	
			ART UNIT	PAPER NUMBER
			2642	17
DATE MAILED: 11/18/2003				

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	09/235,065	DENTON ET AL.
Examiner	Art Unit	
Thjuan P Knowlin	2642	

**- The MAILING DATE of this communication appears on the cover sheet with the correspondence address -**

### **Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### **Status**

1)  Responsive to communication(s) filed on 08 August 2003.

2a)  This action is **FINAL**.                            2b)  This action is non-final.

3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

4)  Claim(s) 67-80,82-97 and 99-118 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5)  Claim(s) \_\_\_\_\_ is/are allowed.

6)  Claim(s) 67-80,82-97 and 99-118 is/are rejected.

7)  Claim(s) \_\_\_\_\_ is/are objected to.

8)  Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

9)  The specification is objected to by the Examiner.

10)  The drawing(s) filed on 12 January 2000 is/are: a)  accepted or b)  objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)  The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. §§ 119 and 120**

12)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All b)  Some \* c)  None of:  
1.  Certified copies of the priority documents have been received.  
2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3.  Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
\* See the attached detailed Office action for a list of the certified copies not received.

13)  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.  
a)  The translation of the foreign language provisional application has been received.

14)  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

**Attachment(s)**

1)  Notice of References Cited (PTO-892) 4)  Interview Summary (PTO-413) Paper No(s). \_\_\_\_ .  
2)  Notice of Draftsperson's Patent Drawing Review (PTO-948) 5)  Notice of Informal Patent Application (PTO-152)  
3)  Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_ . 6)  Other: \_\_\_\_ .

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 102***

1. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
2. Claims 67-80, 82-97, and 99-118 are rejected under 35 U.S.C. 102(e) as being anticipated by Mistry (US 6,426,950).
3. In regards to claims 67, 71, 72, 75, 84, 85, 88, 89, 92, 100, 101, 105, 106, and 111, Mistry discloses a method of transferring a telephone call and associated data (col. 6 lines 4-12), comprising: receiving, on a workstation (client 18 and 20) that is connected to a telephone (telephone 24 and 30) call, a request to transfer the telephone call to a destination (telephone 34 or 58) external to the workstation (col. 3 lines 18-25 and col. 6 lines 51-54); the workstation establishing data communication link between the workstation and the destination; the workstation transferring data associated with the telephone call to the destination via the communications link (col. 6 lines 54-59); the workstation receiving from the destination a telephone address of the destination; and requesting from the workstation that a switch (PBX 49) external to the workstation transfer the telephone call to the telephone address of the destination (col. 5 lines 41-57, col. 6 lines 4-15, and col. 9 lines 1-32, and col. 10 lines 16-30).
4. In regards to claims 68, 102, and 112, Mistry discloses the method, wherein: the telephone call is connected to a telephone of the workstation (col. 6 lines 51-54); and

the telephone address is a telephone number of a telephone of the destination (col. 10 lines 16-30).

5. In regards to claims 69, 86, 103, and 113, Mistry discloses the method, wherein: the workstation establishes the communications link with a presently-available one of a plurality of workstations included in the destination (Fig. 1 and telephones 34 and 58).

6. In regards to claims 70, 87, 104, 107, and 114, Mistry discloses the method, wherein: the workstation establishing a data communications link comprises the steps of: the workstation requesting a data address of the destination from a destination selector; the destination selector selecting a data address of the destination from one of a plurality of destination data addresses; the destination selector providing the selected data address to the workstation; and the workstation establishing the communications connection with the selected data address of the destination (col. 5 lines 14-32 and col. 10 lines 5-15).

7. In regards to claims 73, 83, and 90, Mistry discloses the method, further comprising: receiving a call transfer notification from the destination (col. 5 lines 49-54 and col. 9 lines 11-32); and disconnecting the communications link with the destination after receiving the call transfer notification (col. 3 lines 18-31).

8. In regards to claims 74, 91, and 115, Mistry discloses the method, further comprising: determining a profile for the telephone call; referencing data in a destination selector to determine an appropriate data address for the data associated with the telephone call; and thereafter establishing the data communications link with the destination (col. 6 lines 51-59).

9. In regards to claims 76, 77, 78, 93, 94, 95, 108, 109, 110, 116, 117, and 118, Mistry discloses the method, wherein the selector comprises a location table containing an ordering of addresses and corresponding call handling applications (col. 4 lines 4-24 and col. 5 lines 14-37).

10. In regards to claims 79 and 96, Mistry discloses the method, wherein in the requesting step, the request to transfer the telephone call is sent to a format suitable for receipt by a computer-telephone interface ("CTI") (CTI server 40 and CTI hardware 44) link to a private brand exchange ("PBX") (PBX 49) (Fig. 1) and wherein the workstation establishing step comprises: identifying a call-handling application associated with the destination (col. 2 lines 47-59); and determining whether the call-handling application is presently active (col. 5 lines 27-32).

11. In regards to claims 80, 82, 97, and 99, Mistry discloses receiving client information from a database (database 54), wherein the client information comprises the data in the transfer request (col. 6 lines 51-59 and col. 7 lines 24-30).

#### ***Response to Arguments***

12. Applicant's arguments filed 08/08/03 have been fully considered but they are not persuasive. Applicant states that Mistry does not disclose the workstations of the user nor the subscriber requesting the transfer of an existing (already connected) call, and that there is no data communications link between the workstations of the user and subscriber along with data associated when the telephone call is transferred. Examiner respectfully disagrees with this argument. Mistry does disclose the workstations of the

user and the subscriber requesting the transfer of an existing (already connected) call, and that there is data communications link between the workstations of the user and subscriber along with data associated when the telephone call is transferred (col. 5 lines 41-57, col. 6 lines 4-15, and col. 9 lines 1-32). Applicant, further states that Mistry does not disclose the workstation of the called party providing a telephone address of a corresponding telephone to the workstation of the calling party. Examiner respectfully disagrees with this argument. Mistry does disclose the workstation of the called party providing a telephone address of a corresponding telephone to the workstation of the calling party (col. 10 lines 16-30).

### ***Conclusion***

13. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

14. A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

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15. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thjuan P Knowlin whose telephone number is (703) 308-1727. The examiner can normally be reached on Mon-Fri 8:00-4:30pm.

16. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar can be reached on (703)305-4731. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

17. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 306-0377.

Thjuan P. Knowlin  
November 07, 2003



AHMAD F. MATAR  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2700